

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of License 8101 (Application 18264)
Elsie Sewald

ORDER REVOKING LICENSE

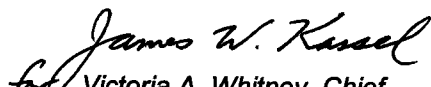
SOURCE: Moore Creek tributary to Sour Grass Creek thence Rice Creek thence Sacramento River
COUNTY: Tehama

WHEREAS:

1. The Licensee submitted a Revocation Request form dated February 1, 2007, requesting that the License be revoked by the State Water Resources Control Board (State Water Board), Division of Water Rights (Division).
2. The Division interprets the Licensee's request for revocation as a waiver of the notice and hearing requirements set forth in Water Code sections 1675 through 1675.2.

Therefore, it is ordered that License 8101 is hereby revoked by the State Water Board, and the water is declared to be subject to appropriation. This revocation may not result in additional water being available for new appropriations if there are applicable restrictions due to past State Water Board decisions regarding water availability.

STATE WATER RESOURCES CONTROL BOARD


for Victoria A. Whitney, Chief
Division of Water Rights

Dated: **APR 27 2007**



STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 18264

PERMIT 11939

LICENSE 8101

THIS IS TO CERTIFY, That

Earnest P. Porter and Mary Aileen Porter
P. O. Box 157
Orland, California 95963

over

have made proof as of October 13, 1966,
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
Moore Creek in Tehama County

tributary to Sour Grass Creek thence Rice Creek thence Sacramento River

for the purpose of irrigation and stockwatering uses
under Permit 11939 of the Board and that the right to the use of this water has been perfected in
accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of
this right dates from August 12, 1958 and that the amount of water to which this right is
entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall
not exceed two and one-tenth (2.1) cubic feet per second to be diverted from about
April 1 to about October 1 of each year and 4000 gallons per day to be diverted
for stockwatering during the remainder of the year.

The equivalent of such continuous flow allowance for any thirty-day period may
be diverted in a shorter time if there be no interference with other vested rights.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

North 300 feet and east 2800 feet from $W\frac{1}{4}$ corner of Section 26, T23N, R3W, MDB&M,
being within $SW\frac{1}{4}$ of $NE\frac{1}{4}$ of said Section 26.

A DESCRIPTION OF THE LANDS OR THE PLACE WHERE SUCH
WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

12 acres within $NW\frac{1}{4}$ of $NE\frac{1}{4}$ of Section 26, T23N, R3W, MDB&M
8 acres within $SW\frac{1}{4}$ of $NE\frac{1}{4}$ of Section 26, T23N, R3W, MDB&M
40 acres within $NE\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 26, T23N, R3W, MDB&M
40 acres within $SE\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 26, T23N, R3W, MDB&M
5 acres within $NW\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 26, T23N, R3W, MDB&M
5 acres within $SW\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 26, T23N, R3W, MDB&M
110 acres total

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

All rights and privileges under this license including method of diversion, method of use and quantity diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of disposal of water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under the license is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall be all of the provisions of this article and the statement that any appropriator of water to whom a license is granted is subject to the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that he shall not at any time be assigned to or be the holder of a license granted or issued under the provisions of this division (of the Water Code), or for any right acquired under the provisions of this division (of the Water Code), in respect to the regulation by public authority of the services or the price of the services to be rendered by any licensee or by the holder of a license granted or acquired under the provisions of this division (of the Water Code) or in respect to any purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State, city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works by or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: MAY 19 1967

L.
Executive

5-26-82 Asgd to Clifford + Elsie Sewald